

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

IN RE ADVANTA CORP. ERISA LITIG.

CIVIL ACTION NO.: 2:09-cv-04974-CMR

**PLAINTIFFS' UNOPPOSED MOTION FOR FINAL APPROVAL OF CLASS ACTION
SETTLEMENT, CERTIFICATION OF SETTLEMENT CLASS, AND
FINAL APPROVAL OF PLAN OF ALLOCATION**

Plaintiffs Matthew A. Ragan, Paula Hiatt, Pamela Yates and Joann Claflin (collectively the "Named Plaintiffs"), participants in the Advanta Corp. Employee Stock Ownership Plan (the "ESOP") and in the Advanta Corp. Employee Savings Plan (the "Savings Plan") (collectively the "Plans"), respectfully move this Court, pursuant to FED. R. CIV. P. 23, for an Order granting:

1. Final approval of the Settlement in the Action on the terms of the Settlement Agreement ("Settlement Agreement"), filed with this Court on August 12, 2013 (Docket No. 155-2)¹;
2. Final certification of the Settlement Class; and
3. Final approval of the proposed Plan of Allocation.

The grounds for this Unopposed Motion are set forth in the following papers filed contemporaneously herewith:

A. Plaintiffs' Memorandum of Law in Support of Unopposed Motion for Final Approval of Class Action Settlement, Certification of the Settlement Class, and Final Approval of Plan of Allocation; and

B. Declaration of Mark K. Gyandoh in Support of Plaintiffs' Unopposed Motions for Final Approval of Class Action Settlement, Certification of Settlement Class, and Final Approval

¹ All Capitalized terms not defined herein are defined in the Settlement Agreement.

of Plan of Allocation and For an Award of Attorneys' Fees, Reimbursement of Expenses and Case Contribution Awards to the Named Plaintiffs, and exhibits thereto.

Attached hereto as Exhibits A and B, respectively, are the proposed Final Approval Order and Judgment and the proposed Plan of Allocation, as agreed to by the Parties.

DATED: November 27, 2013

Respectfully submitted,

/s/ Mark K. Gyandoh

KESSLER TOPAZ

MELTZER & CHECK, LLP

Edward W. Ciolko

Mark K. Gyandoh

Donna Siegel Moffa

Julie Siebert-Johnson

280 King of Prussia Road

Radnor, PA 19087

Telephone: (610) 667-7706

Facsimile: (610) 667-7056

Interim Class Counsel

Additional Plaintiffs' Counsel

Robert A. Izard

Mark P. Kindall

IZARD NOBEL LLP

29 South Main Street, Suite 305

West Hartford, CT 06107

Telephone: (860) 493-6292

Facsimile: (860) 493-6290

Edwin J. Mills

Michael J. Klein

STULL, STULL & BRODY

6 East 45th Street

New York, NY 10017

Telephone: (212) 687-7230

Facsimile: (212) 490-2022

Attorney for Plaintiff Paula Hiatt

Gregory M. Egleston

GAINEY McKENNA & EGLESTON

440 Park Avenue South, 5th Fl.

New York, NY 11201

Telephone: (212) 983-1300

Facsimile: (212) 983-0383

Evan J. Smith, Esquire
BRODSKY & SMITH, LLC
Two Bala Plaza, Suite 602
Bala Cynwyd, PA 19004
Telephone: (610) 667-6200
Facsimile: (610) 667-9029

Attorney for Plaintiff Matthew Ragan

Michael D. Donovan
DONOVAN AXLER, LLC
1845 Walnut Street, Suite 1100
Philadelphia, PA 19103
Telephone: (215) 732-6067
Facsimile: (215) 732-8060

*Attorneys for Plaintiffs Pamela Yates &
Joann Claflin*

CERTIFICATE OF SERVICE

I hereby certify that on November 27, 2013, I electronically filed the foregoing Plaintiffs' Unopposed Motion for Final Approval of Class Action Settlement, Certification of Settlement Class, and Final Approval of Plan of Allocation with the Clerk of Court via the CM/ECF system, which will deliver notification of filing to all counsel of record

/s/ Mark K. Gyandoh
Mark K. Gyandoh